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DOCKET NO.: BMS-2027 (PH-7176) **PATENT** REPLY FILED UNDER EXPEDITED PROCEDURE PURSUANT TO 37 CFR § 1.116

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Confirmation No.: 5136

Shuang Liu, et al.

Application No.: 09/899,629

Group Art Unit: 1617

Filing Date: July 5, 2001

Examiner: Shengjun Wang

For: Stable Radiopharmaceutical Compositions And Methods For Preparation

Thereof

MAIL STOP AF **Commissioner for Patents** P.O. Box 1450 Alexandria, VA 22313-1450

Electronically filed Via EFS Web on May 18, 2006

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS PURSUANT TO 37 CFR § 1.192

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed January 18, 2006 finally rejecting claims 19-22, 30-33, 35-39 of the above-identified patent application.

The i	tem(s) checked below are appropriate:				
	Applicant(s) has previously claimed small entity status under 37 CFR §1.27.				
	Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as :				
\boxtimes	Petition is hereby made under 37 CFR § 1.136(a) (fees: 37 CFR § 1.17(a)(1)-(4) to extend the time for response to the Office Action of January 18, 2006 to and through May 18, 2006 comprising an extension of the shortened statutory period of 1 month.				

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	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
NOTICE OF APPEAL	\$200	\$	\$500	\$500
ONE MONTH EXTENSION OF TIME	\$60	\$	\$120	\$120
☐ TWO MONTH EXTENSION OF TIME	\$225	\$	\$450	\$0
☐ THREE MONTH EXTENSION OF TIME	\$510	\$	\$1020	\$0
☐ FOUR MONTH EXTENSION OF TIME	\$795	\$	\$1590	\$0
☐ FIVE MONTH EXTENSION OF TIME	\$1080	\$	\$2160	\$0
LESS ANY EXTENSION FEE ALREADY PAID	minus	(\$)	minus	(\$0)
TOTAL FEE DUE		\$0		\$620.00

	A check in the amount of §	00 is attached.	Please	charge any	deficiency of	or	
credit any overpayment to Deposit Account No. 23-3050.							

- Please charge my Deposit Account No. 23-3050 in the amount of \$620.00.
- The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to Deposit Account No. 23-3050.

Date: May 18, 2006 /Brian J. Hubbard/

Registration No. 45,873

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